

**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, JUNE 2, 2014**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:06 p.m. on Monday, June 2, 2014, with Councillor Lewis presiding.

Councillor Adamson introduced Pastor Michael Jones, who led the opening prayer. Councillor Adamson then invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*29 PRESENT: Adamson, Barth, Brown, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley*  
*0 ABSENT:*

A quorum of twenty-nine members being present, the President called the meeting to order.

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Barth recognized Butler Tarkington Neighborhood Association president, Bret Curry. Councillor Mansfield recognized constituents Carol and Kenny Adams, their son Kendell, and their granddaughter. Councillor Pfisterer recognized the new recruit class of the Indianapolis Metropolitan Police Department (IMPD), who were sworn in this afternoon. She welcomed them and wished them all the best. Councillor Oliver recognized A+ students in attendance.

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE  
COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND  
MARION COUNTY, INDIANA

*Journal of the City-County Council*

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, June 2, 2014, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Maggie A. Lewis  
President, City-County Council

May 14, 2014

TO PRESIDENT LEWIS AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Monday, May 19, 2014 a copy of a Notice of Public Hearing on Proposal Nos. 162, 168, 169, 182 and 183, 2014, said hearing to be held on Monday, June 2, 2014, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/NaTrina DeBow  
Clerk of the City-County Council

May 24, 2014

TO PRESIDENT LEWIS AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, NaTrina DeBow, the following ordinances:

FISCAL ORDINANCE NO. 15, 2014 – approves an appropriation of \$150,000 in the 2014 Budget of the Department of Metropolitan Development (Redevelopment General Fund) for utility relocation expenses at the Central Greens site

FISCAL ORDINANCE NO. 16, 2014 – approves an appropriation of \$200,000 in the 2014 Budget of the Department of Metropolitan Development (Consolidated County Fund) in case of emergency maintenance expenses for City-owned properties

FISCAL ORDINANCE NO. 17, 2014 – approves an appropriation of \$800,000 in the 2014 Budget of the Department of Metropolitan Development (Consolidated County Fund) for Housing Trust Fund programs

FISCAL ORDINANCE NO. 18, 2014 – approves an appropriation of \$6,290,570 in the 2014 Budget of the Department of Metropolitan Development (Federal Grants Fund) in order to utilize prior year awards

FISCAL ORDINANCE NO. 19, 2014 – approves an appropriation of \$37,700,000 in the 2014 Budget of the Department of Metropolitan Development (Federal Grants Fund) for the Section 108 Loan Program

FISCAL ORDINANCE NO. 20, 2014 – approves an appropriation of \$648,876 in the 2014 Budget of the Department of Parks and Recreation (Federal Grants Fund) to utilize grant dollars to fund the expansion of the Summer and Afterschool Food programs

FISCAL ORDINANCE NO. 21, 2014 – approves an appropriation of \$5,000,000 in the 2014 Budget of the Department of Public Safety (City Cumulative Capital Fund) for patrol vehicles, animal transport vans, fire apparatus and maintenance for the outdoor siren warning system

FISCAL ORDINANCE NO. 22, 2014 – approves an appropriation of \$7,000,000 in the 2014 Budget of the Department of Public Works (Transportation General Fund) for unanticipated expenses related to 2014 snow removal

FISCAL ORDINANCE NO. 23, 2014 – approves a reduction of \$100,373.44 in the 2014 Budget of the Department of Metropolitan Development (Transportation General and Consolidated County Funds) for the purpose of correcting a funding split between federal grant dollars and local matching funds

FISCAL ORDINANCE NO. 24, 2014 – approves a reduction in appropriations of \$956,647 in the 2014 Budget of the Department of Public Safety (City Cumulative Capital Development Fund) to align total appropriations with the statutory budget limit set by the Department of Local Government Finance in the

*June 2, 2014*

2014 Marion County Budget Order (A separate fiscal ordinance is being submitted to restore appropriations for agencies to operate at the level of appropriations previously approved by the Council.)

FISCAL ORDINANCE NO. 25, 2014 – approves a transfer of \$223,700 in the 2014 Budget of the Department of Public Safety (IMPD General Fund) for the wellness portion of the Public Safety Medical contract

FISCAL ORDINANCE NO. 26, 2014 – approves a transfer of \$437,000 in the 2014 Budget of the Department of Public Safety (IFD General Fund) for the wellness portion of the Public Safety Medical contract

FISCAL ORDINANCE NO. 27, 2014 – approves an additional appropriation of \$8,000,000 in the 2014 Budget of the Department of Public Works (Consolidated County Fund, Rebuild Indy subfund) for road and street repair and resurfacing projects

GENERAL ORDINANCE NO. 17, 2014 – amends the Code regarding fire safety requirements for battery-powered smoke detectors

GENERAL ORDINANCE NO. 18, 2014 – amends the City of Indianapolis and Marion County's deferred compensation plan

GENERAL ORDINANCE NO. 19, 2014 – authorizes the Controller to establish and administer a Governmental 401(a) Special Pay Plan

GENERAL ORDINANCE NO. 20, 2014 – amends Chapter 141, Article I of the Code regarding city and county contracts

GENERAL ORDINANCE NO. 21, 2014 – authorizes intersection controls at Layman Avenue and 27th Street (District 17)

GENERAL ORDINANCE NO. 22, 2014 – authorizes intersection controls for the Thompson Park subdivision (District 25)

GENERAL ORDINANCE NO. 23, 2014 – authorizes intersection controls for Barnwell Way, Glenwick Boulevard, and Nanwich Court (District 23)

GENERAL ORDINANCE NO. 24, 2014 – authorizes parking restrictions on Coffman Road from 62nd to 71st Street (District 1)

GENERAL ORDINANCE NO. 25, 2014 – authorizes intersection controls and a reduction in speed limit for the Crystal Lake at River Ridge subdivision (District 4)

GENERAL ORDINANCE NO. 26, 2014 – authorizes a change of intersection controls at Bolton Avenue and 12th Street (District 17)

GENERAL RESOLUTION NO. 5, 2014 – amends Section 1 of General Resolution No. 25, 2013 regarding the approval of certain public purpose grants totaling \$300,000 from the Drug Free Community Fund

SPECIAL RESOLUTION NO. 26, 2014 - recognizes the "Reading Rock Stars" of Mrs. Laura Nelson's second grade class for reading over 1,000,000 pages this school year

SPECIAL RESOLUTION NO. 27, 2014 - recognizes the Park Tudor School basketball team for winning the 2A State Championship

SPECIAL RESOLUTION NO. 28, 2014 - recognizes American Lung Association and their fight to unite women to stand together against lung cancer

SPECIAL RESOLUTION NO. 29, 2014 - recognizes Warren Central football team for winning the 6A State Title in 2013

SPECIAL RESOLUTION NO. 30, 2014 - recognizes Michael Araya and Derrick Moore for receiving the Gates Millenium Scholarship

SPECIAL RESOLUTION NO. 31, 2014 - recognizes Visit Indy and National Tourism Week

Respectfully,  
s/Gregory A. Ballard, Mayor

## **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

## **APPROVAL OF THE JOURNAL**

The President called for additions or corrections to the Journals of June 2, 2014. There being no additions or corrections, the minutes were approved as distributed.

## **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 196, 2014. The proposal, sponsored by Councillors Talley and McQuillen, recognizes Turning Point Schools' A+ Club members for their achievements during the 2013-2014 academic year. Councillors McQuillen, Talley and Scales read the proposal and presented representatives with copies of the document and Council pins. Teachers Tanya Harris and Tracey Johnson and Student Chloe Hines thanked the Council for the recognition and described the learning experience and atmosphere at Turning Point Schools. Councillor Talley moved, seconded by Councillor McQuillen, for adoption. Proposal No. 196, 2014 was adopted by a unanimous voice vote.

Proposal No. 196, 2014 was retitled SPECIAL RESOLUTION NO. 33, 2014, and reads as follows:

PROPOSAL NO. 197, 2014. The proposal, sponsored by Councillor Adamson, recognizes Jack Vanschaik, Jackson Herbertz, John Francis and Eli Stevenson for becoming finalists in the National Moody's Mega Math Challenge. Councillors Adamson and Mahern read the proposal and presented representatives with copies of the document and Council pins. Representatives thanked the Council for the recognition. Councillor Adamson moved, seconded by Councillor Mahern, for adoption. Proposal No. 197, 2014 was adopted by a unanimous voice vote.

Proposal No. 197, 2014 was retitled SPECIAL RESOLUTION NO. 34, 2014, and reads as follows:

PROPOSAL NO. 198, 2014. The proposal, sponsored by Councillors Mansfield and Oliver, recognizes the 60th Anniversary of Crispus Attucks High School's Class of 1954. Councillors Mansfield and Oliver read the proposal and presented representatives with copies of the document and Council pins. Representatives thanked the Council for the recognition. Councillor Mansfield moved, seconded by Councillor Oliver, for adoption. Proposal No. 198, 2014 was adopted by a unanimous voice vote.

Proposal No. 198, 2014 was retitled SPECIAL RESOLUTION NO. 35, 2014, and reads as follows:

PROPOSAL NO. 175, 2014. The proposal, sponsored by Councillors Brown and Talley, recognizes the Cathedral High School football team for winning the 5A State Title in 2013. Councillor Brown moved, seconded by Councillor Talley, to postpone Proposal No. 175, 2014. Proposal No. 175, 2014 was postponed by a unanimous voice vote.

PROPOSAL NO. 68, 2014. As Acting Chair, Councillor Osili reported that the Metropolitan and Economic Development Committee heard Proposal No. 68, 2014 on March 3 and 31, April 21,

and May 19, 2014. The proposal, sponsored by Councillors Lewis and Barth, reappoints Addison Simpson to the Metropolitan Board of Zoning Appeals, Division I. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Osili moved, seconded by Councillor Moriarty Adams, to strike. Proposal No. 68, 2014 was stricken by a unanimous voice vote.

PROPOSAL NO. 122, 2014. Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 122, 2014 on April 23, 2014. On May 12, 2014, the proposal was returned to committee by the full Council. The committee again heard the proposal on May 21, 2014. The proposal, sponsored by Councillors Moriarty Adams, Barth and Lewis, reappoints Jennifer Lukemeyer to the Marion County Public Defender Board. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Moriarty Adams moved, seconded by Councillor Talley, to strike. Proposal No. 122, 2014 was stricken by a unanimous voice vote.

PROPOSAL NO. 164, 2014. As Acting Chair, Councillor Osili reported that the Metropolitan and Economic Development Committee heard Proposal No. 164, 2014 on May 19, 2014. The proposal, sponsored by Councillors Lewis and Barth, appoints T. D. Robinson to the Metropolitan Board of Zoning Appeals, Division I. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Osili moved, seconded by Councillor Adamson, for adoption. Proposal No. 164, 2014 was adopted on the following roll call vote; viz:

*29 YEAS: Adamson, Barth, Brown, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson*  
*0 NAYS:*

Proposal No. 164, 2014 was retitled COUNCIL RESOLUTION NO. 65, 2014, and reads as follows:

## **INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 186, 2014. Introduced by Councillors Lewis and Barth. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Janai Downs to the Equal Opportunity Advisory Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 187, 2014. Introduced by Councillors Lewis and Robinson. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves expenditures of \$49,500 from the community revitalization enhancement district's (CRED) industrial development fund for redevelopment activities within the Lafayette Square CRED (International Marketplace)"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 188, 2014. Introduced by Councillors Evans, Cain and McQuillen. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves the statement of benefits of Interactive Intelligence Group, Inc. and Duke Realty Corporation as an applicant for tax abatement for property located within an economic revitalization area"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 189, 2014. Introduced by Councillors Lutz, Adamson, Miller and Gooden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code to improve the effectiveness of massage parlor regulations"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 190, 2014. Introduced by Councillors Lewis and Barth. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Jasmine Jackson to the Marion County Community Corrections"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 191, 2014. Introduced by Councillors Moriarty Adams, Barth and Lewis. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Mary Weber to the Domestic Violence Fatality Review Team"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 192, 2014. Introduced by Councillors Moriarty Adams and Pfisterer. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$900,000 in the 2014 Budget of the Marion Superior Court (Commissioner's Guardian Ad Litem and Guardian Ad Litem Funds) to cover guardian ad litem services"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 193, 2014. Introduced by Councillors Moriarty Adams and Hunter. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$38,943 in the 2014 Budget of the Marion County Public Defender Agency (Federal Grants Fund) to purchase docking stations, monitors and computer accessories in support of the laptop implementation allowing agency staff the flexibility to access case information at multiple locations resulting in greater efficiency"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 194, 2014. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which designates East 22nd Street, from North Olney Street to Sherman Drive, as the Father Boniface Hardin Memorial Way"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 195, 2014. Introduced by Councillors Barth, Miller and Adamson. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code by adding a new Chapter 851 establishing the Indianapolis-Marion County Landlord Registration Program"; and the President referred it to the Rules and Public Policy Committee.

### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NO. 185, 2014. As Acting Chair, Councillor Osili reported that the Metropolitan and Economic Development Committee heard Proposal No. 185, 2014 heard Proposal No. 185, 2014 on May 19, 2014. The proposal, sponsored by Councillors Lewis, Osili, Cain and Gooden, authorizes the issuance of economic development tax increment revenue bonds in a maximum aggregate principal amount not to exceed \$5,500,000 for Pulliam TWG, LLC and Millikan II, LLC (and/or one or more subsidiaries) for projects, additions or improvements within an area designated as the downtown Consolidated Redevelopment Allocation Area; such projects located at approximately 300 North Pennsylvania Avenue and 500 North Massachusetts Avenue, including improvements to North Talbot Street, the existing Indianapolis Star headquarters, the parking garage at North Delaware and East Vermont streets, and property adjacent to the existing

Barton Tower site; as well as the design, construction and renovation of a new dog park, a multi-story mixed-use development consisting of approximately 64 apartment units and 15,000 square feet of retail space, and a new public plaza; along with all utility relocation, streetscape and landscape improvements related thereto (Districts 15, 9). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Osili moved, seconded by Councillor Cain, for adoption.

Adamson/MMA move to amend

Madam President:

I move that Section 4 of Proposal No. 185, 2014, as previously heard in committee, be amended by deleting the highlighted language that is stricken-through and adding the highlighted language that is underlined, to read as follows:

SECTION 4. The Mayor and the Controller are authorized and directed to sell the Bonds to the purchaser or purchasers thereof at a price not less than 98.5% of the aggregate principal amount thereof plus accrued interest, if any, at a rate of interest not to exceed six and one-half percent (6.5%) per annum, and with a final maturity date no later than ~~twenty five (25)~~ fifteen (15) years from the date of the issuance of any series of the Bonds. One or more bond purchase agreements and/or one or more qualified entity purchase agreements, each in form and substance acceptable to the Mayor and the Controller (collectively, the "Purchase Agreements"), are hereby authorized and approved, and the Mayor and the Controller are hereby authorized and directed to execute and deliver the Purchase Agreements in form and substance acceptable to them and consistent with the terms and conditions set forth in this Ordinance. If necessary or desirable in connection with the sale of the Bonds, the Mayor, the Controller and any other officer of the City are authorized to enter into one or more continuing disclosure undertaking agreements, in compliance with Rule 15c2-12 of the Securities and Exchange Commission, which will be in such a form as may be deemed necessary, appropriate or desirable by the Mayor, the Controller and any other officer of the City, with such to be conclusively evidenced by their execution thereof.

*28 YEAS: Adamson, Barth, Brown, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley*

*0 NAYS:*

*1 NOT VOTING: Oliver*

*0 ABSENT:*

Proposal No. 185, 2014 was adopted on the following roll call vote; viz:

*25 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Lewis, Lutz, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Osili, Pfisterer, Robinson, Sandlin, Shreve, Simpson, Talley*

*3 NAYS: Brown, Mahern, Scales*

*1 NOT VOTING: Oliver*

Proposal No. 185, 2014 was retitled SPECIAL ORDINANCE NO. 2, 2014, and reads as follows:

PROPOSAL NOS. 200-203, 2014 and PROPOSAL NOS. 204-206, 2014. Introduced by Councillor Robinson. Proposal Nos. 200-203, 2014 and Proposal Nos. 204-206, 2014 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on May 21 and 22, 2014. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 35-41, 2014, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 35, 2014.

2013-CZN-820

7530 ORINOCO AVENUE

PERRY TOWNSHIP, CD # 24

ROGER JOHNSON, by Donna Jo Smithers, requests Rezoning of 2.21 acres from the D-A district to the D-1 classification to provide for single-family development.

REZONING ORDINANCE NO. 36, 2014.

2014-CZN-802

8711 AND 8805 RIVER CROSSING BOULEVARD AND 3520 COMMERCE CROSSING  
(Approximate Address) WASHINGTON TOWNSHIP, CD # 4

PK PARTNERS, LLC., by Eugene Valanzano, requests Rezoning of 14.6 acres from the C-4 and C-S districts to the C-S district to provide for a mixed-use development of residential, office and hotel uses, with first-floor retail, fitness center and restaurant uses and free-standing retail and restaurant uses, with outdoor seating and dining areas.

REZONING ORDINANCE NO. 37, 2014.

2014-CZN-805

5260 AND 5414 EAST THOMPSON ROAD, 4711 AND 4805 SOUTH

EMERSON AVENUE (Approximate Address)

FRANKLIN TOWNSHIP, CD # 25

KROGER LIMITED PARTNERSHIP I, by Thomas Michael Quinn, requests Rezoning of 29.05 acres from the C-S District to the C-4 classification to provide for an integrated commercial center, with a grocery store, fuel station and other commercial uses.

REZONING ORDINANCE NO. 38, 2014.

2014-ZON-009

2925 WEST MINNESOTA STREET (Approximate Address)

WAYNE TOWNSHIP, CD # 19

2925, LLC, by Robert D. Haas, requests Rezoning of 5.189 acres from the I-2-S District to the I-4-S classification to provide for industrial development.

REZONING ORDINANCE NO. 39, 2014.

2013-ZON-076

10940 EAST 42<sup>ND</sup> STREET (Approximate Address)

LAWRENCE TOWNSHIP, CD # 18

MARION A. HALL, by Thomas Michael Quinn, requests Rezoning of 33.06 acres from the D-A district (FW) (FF) to the C-3 (FW) (FF) classification to provide for commercial development.

REZONING ORDINANCE NO. 40, 2014.

2014-ZON-020

8701 AND 9107 EAST THOMPSON ROAD (Approximate Address)

FRANKLIN TOWNSHIP, CD # 25

TIMBERSTONE DEVELOPMENT, LLC, by John W. Van Buskirk, requests Rezoning of 126 acres, from the D-P District, to the D-P classification to provide for 61 two-family dwellings (122 dwelling units) and 288 single-family dwellings (previously approved by 2002-ZON-180 (2002-DP-021), as amended by 2007-APP-094 and 2010-MOD-008), creating a density of 3.25 units per acre.



June 2, 2014

REZONING ORDINANCE NO. 41, 2014.

2014-CZN-800

6542 WESTFIELD BOULEVARD (*Approximate Address*)

WASHINGTON TOWNSHIP, CD # 3

STENZ CONSTRUCTION CORPORATION, by David Gilman, requests Rezoning of 1.6 acres from the C-S (FF) to the C-S (FF) district to provide for retail uses, with outdoor seating.

### **SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 168, 2014. Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 168, 2014 on May 21, 2014. The proposal, sponsored by Councillors Moriarty Adams, Pfisterer and Scales, appropriates \$324,089 in the 2014 Budget of the Department of Public Safety (Federal Grants Fund) to purchase training and duty ammunition for IMPD and to cover salary and benefits for camera operators in DHS, funded by the Urban Areas Security Initiative Grant and the Justice Assistance Grant. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:53 p.m. There being no one present to testify, Councillor Moriarty Adams moved, seconded by Councillor Simpson, for adoption. Proposal No. 168, 2014 was adopted on the following roll call vote; viz:

*28 YEAS: Adamson, Barth, Brown, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley*

*0 NAYS:*

*1 NOT VOTING: Oliver*

Proposal No. 168, 2014 was retitled FISCAL ORDINANCE NO. 28, 2014, and reads as follows:

PROPOSAL NO. 169, 2014. Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 169, 2014 on May 21, 2014. The proposal, sponsored by Councillors Moriarty Adams and Pfisterer, appropriates \$791,933 in the 2014 Budget of the Department of Public Safety (Federal Grants Fund) to cover the purchase of software and equipment, training, and the cost of the interfaces for JUSTIS archives to Odyssey for IMPD; to complete Hazmat Enhanced Operations course, to purchase equipment and supplies for the deployment cache and to reimburse IMPD and IFD personnel for participating in training exercises; and to cover salary and benefits for camera operators for DHS, funded by Federal Emergency Management Agency and Justice Assistance Grant awards. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:55 p.m. There being no one present to testify, Councillor Moriarty Adams moved, seconded by Councillor Talley, for adoption. Proposal No. 169, 2014 was adopted on the following roll call vote; viz:

*29 YEAS: Adamson, Barth, Brown, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson*

*0 NAYS:*

Proposal No. 169, 2014 was retitled FISCAL ORDINANCE NO. 29, 2014, and reads as follows:

PROPOSAL NO. 182, 2014. Councillor Brown reported that the Public Works Committee heard Proposal Nos. 182 and 183, 2014 on May 22, 2014. The proposal, sponsored by Councillors Adamson, Barth, Lewis, Mascari, Hickman and Talley, authorizes a loan from the Fiscal Stability Fund to the Transportation General Fund that is necessary to enhance the Transportation General Fund for cash flow purposes. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:58 p.m. There being no one present to testify, Councillor Brown moved, seconded by Councillor Adamson, for adoption. Proposal No. 182, 2014 was adopted on the following roll call vote; viz:

*23 YEAS: Adamson, Barth, Brown, Evans, Freeman, Gooden, Gray, Hickman, Lewis, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Robinson, Scales, Shreve, Simpson, Talley*  
*6 NAYS: Cain, Holliday, Hunter, Lutz, Pfisterer, Sandlin*

Councillors Cain, Pfisterer, Brown, Scales, Adamson, Sandlin, Gray, and Freeman asked for consent to explain their votes. Consent was given.

Councillor Cain said that she does not agree they should be taking money from the Fiscal Stability Fund and risking the city's stability. She said that with the previously proposed RebuildIndy II approach, they could leverage matching federal dollars and pave over the entire county. She said she does not understand why some Councillors voted against that in favor of this band-aid approach. Councillor Pfisterer said that she is not against infrastructure repair, but had difficulty using these funds, and she felt that RebuildIndy II would address these infrastructure needs in a more fiscally responsible way, and if it is not passed, they will lose the opportunity for federal dollars to help. Councillor Brown said that RebuildIndy II is not before the body for a vote, and borrowing money to pay it back with interest is not more fiscally responsible. Councillor Scales said that she had some concerns about RebuildIndy II funds, and millions of dollars being used for projects that had nothing to do with streets, curbs and sidewalks. While she supports park improvements, they should not be lumped in with road priorities. Councillor Adamson said that there is no proposal before this body for RebuildIndy II, and \$24 million of emergency repairs were outlined by the Department of Public Works (DPW). The proposal at the last meeting addressed \$8 million of those needs, and this proposal addresses the remainder. Councillor Sandlin said that borrowing money from the Stability Fund is not a proper way to do this, and they should look for other opportunities to leverage and take advantage of federal dollars, or those options will disappear. He said that he voted against this in committee because of the re-fashioned political list that was amended from the priorities first identified by DPW. Councillor Gray said he asked the director if these emergency repairs were covered in RebuildIndy II, and she answered no. He said that using money with no interest penalty is better than spending millions in interest. Councillor Hunter said that they are passing up on the opportunity to leverage \$80 to \$89 million. He added that according to Indiana Code 36-3-6-8, the Council is to have all additional appropriation fiscal ordinances signed off on by the City Controller. He asked if the Controller signed off on these. Councillor Brown said that there was no objection from the Controller to the proposal at the committee hearing. Councillor Freeman said that this is maddening, and there are infrastructure problems all over the county, over a billion dollars worth of need. He said that it is a difficult position to take money from the Stability Fund, as there could be repercussions with credit rating agencies, but these issues need to be addressed, and that is why he reluctantly voted for them. He said that he considers it a public safety issue, but it is disingenuous to say that RebuildIndy II is not before this body, as it was in front of them, but was quickly tabled and did not make it out of committee. He said that

he would prefer to vote for something that would make more of a difference, and he wishes they would stop the political bickering and figure out a way to get still more money that is needed for roads, sidewalks and bridges.

Councillor Simpson said that it seems the Republicans received a list of projects that the Democrats have not gotten. Councillor McQuillen said that Director Lori Miser, DPW, gave him 29 copies of the list, and he handed out copies to his caucus and gave the Clerk the other copies for the Majority Caucus. President Lewis said that DPW administrators need to be mindful that they work for the full body and not just Republicans.

Proposal No. 182, 2014 was retitled SPECIAL ORDINANCE NO. 3, 2014, and reads as follows:

PROPOSAL NO. 183, 2014. Councillor Brown reported that the Public Works Committee heard Proposal Nos. 182 and 183, 2014 on May 22, 2014. The proposal, sponsored by Councillors Adamson, Barth, Lewis, Mascari, Hickman and Talley, approves an additional appropriation of \$16,000,000 in the 2014 Budget of the Department of Public Works (Transportation General Fund) for road and street repair and resurfacing projects. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Brown moved, seconded by Councillor Adamson, for adoption.

Councillor McQuillen said that there seems to be some mischaracterization and he asked if Director Miser can explain where these funds will be spent. Councillor Brown said that when they passed a proposal for \$8 million at the last meeting, they were made aware that there was a system-wide need of \$24 million, so they had only addressed one-third of the need, and it was restructured to spread the dollars around to all districts. Bart Brown, Council Chief Financial Officer (CFO), said that he spoke with Ms. Miser, and they agreed to amend the list, because they have another proposal, and if this passes, they may want to transfer some of those dollars. Councillor Hunter asked if this is a separate pending proposal Mr. Brown is referring to. Mr. Brown said that Ms. Miser indicated another proposal would be coming soon. Councillor Hunter asked if he is referring to the RebuildIndy II proposal. Mr. Brown said that he does not know, and his discussions were pertinent to this specific proposal. Councillor Hunter asked what the next proposal's dollar amount is. President Lewis said that they do not have that information.

Councillor Mahern asked how many cars have had their tires and suspensions ruined during this debate because of the potholes and horrible street conditions. He said that he has heard that there is no money available to reimburse folks for damage to their cars, and therefore, they need to move this along speedily.

Councillor Miller said that it is rare for him to vote against funds for infrastructure, but he is not sure this is the way to get it done. However, there are two main thoroughfares in his district included on this list that are badly in need of repair, and they have to do something. He said that the list of needs in the City, however, is not even remotely addressed by this appropriation, and he hopes this body can come back with a plan to address residential streets, as well.

Councillor Talley said that District 11 is only receiving \$150,000 in repairs, and some of those dollars are shared with projects in neighboring districts, and he does not believe there is anything fair about this allocation.

Councillor Mascari asked how much of these dollars can be spent this summer. Ms. Miser said that by the time they get the projects designed and bid, most of these will not be done until late summer or early fall. She said that they are moving as expeditiously as they can with all appropriations approved this year.

Councillor Adamson said that there is \$1.4 million in a backlog of infrastructure needs, but RebuildIndy II is fiscally irresponsible because it pays in the future for a fix today.

Councillor Freeman said he has the same dilemma with this proposal as he did Proposal No. 182, 2014. He said that he thinks the Council needs to work more closely with the administration to find a solution. He said that the Code is very clear that any fiscal ordinance needs the signature of the City Controller, and they need to work through their issues to address the nature and condition of the roads. He said that the more they kick these projects down the road, the more they will cost. The price of asphalt has doubled in the last four years, and they need to address it in a comprehensive plan and work together to get it done.

Councillor Oliver asked if there is a criteria used to determine the streets that get attention and the ones that do not. Ms. Miser said that there is an extensive process with engineer examination of all major thoroughfares, and this addresses the worst of the major thoroughfares to give them the most bang for their buck, as these roads see more traffic and commerce and provide more direct routes for emergency vehicles. Councillor Oliver asked where the input comes from. Ms. Miser said that they have a lot of sources, including traffic engineers, the public, Councillors and neighborhood associations. Councillor Oliver asked if ultimately Ms. Miser makes the decision. Ms. Miser said that DPW makes the decision in conjunction with the Council. Councillor Oliver said that he may have provided input, but ultimately he does not make the decision. Ms. Miser said that DPW makes the decision in conjunction with the wishes of this Council, as the list of projects was just recently changed to accommodate Councillor Oliver's concerns.

Councillor Hunter said that Congress recently re-did the transportation bill. He asked if any of these dollars are leveraged in that funding. Ms. Miser responded in the negative, and said that they have \$80 to \$90 million of federal funds available, but more local dollars are needed to leverage those funds. Councillor Hunter said that he will support this proposal, but is concerned that this in no way leverages those additional dollars.

Councillor Gray moved, seconded by Councillor Brown, to end debate and call the previous question. The motion failed on the following roll call vote; viz:

Councillor Hickman said that she supports this piece of the financing for immediate repair for the streets without paying interest on it.

Councillor Talley said that he cannot express his disappointment strongly enough that his district is only getting \$150,000 out of the total \$24 million, and some of that is shared with other districts.

Councillor Mascari agreed and said that he is only getting \$300,000 and is also sharing part of that with other districts.

The President called for public testimony at 8:32 p.m. There being no one present to testify, Councillor Brown moved, seconded by Councillor Adamson, for adoption. Proposal No. 183, 2014 was adopted on the following roll call vote; viz:

*25 YEAS: Adamson, Barth, Brown, Evans, Freeman, Gooden, Gray, Hickman, Hunter, Lewis, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Robinson, Sandlin, Scales, Shreve, Simpson, Talley*  
*4 NAYS: Cain, Holliday, Lutz, Pfisterer*

Councillors Lutz, Sandlin, Pfisterer and Brown asked for consent to explain their votes. Consent was given. Councillor Lutz said that the State Statute says how things are to be done, and he is concerned that the Controller did not sign off on these important fiscals. Councillor Sandlin said that he recognizes that the streets need paved, but he disagrees about how they got the money. He did support it, though, since using that money had already passed. Councillor Pfisterer said that she supports funding infrastructure, but it would be more fiscally responsible to leverage other dollars like with RebuildIndy II, especially for repairs that may only last 15 to 16 years. Councillor Brown said that this is a continuing process, and using a 30-year bond to fund 15-year repairs is not fiscally responsible.

Proposal No. 183, 2014 was retitled FISCAL ORDINANCE NO. 30, 2014, and reads as follows:

### **SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 77, 2014. As Acting Chair, Councillor Osili reported that the Metropolitan and Economic Development Committee heard Proposal No. 77, 2014 on May 19, 2014. The proposal, sponsored by Councillors Gooden and Barth, authorizes the issuance of economic development tax increment revenue bonds not to exceed \$7,750,000 to assist in the financing of the Broad Ripple Associates Canal Pointe Project (District 3) and the issuance of up to \$1,500,000 in redevelopment district bonds to fund certain improvements to Tarkington Park (District 8). By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Simpson asked about the job numbers. Joe Simeon, Browning Investments, said that there is the standard 15% minority, 8% women, and 3% veteran hiring requirements, as well as a new 20% goal for the hiring of Marion County residents.

Councillor Barth said that they have been working on this for many years, and the neighborhood leaders, business owners, administration and community are in support of this fully vetted project. He said that the Tarkington Park community has long-suffered from crime, and they have worked together to reverse the decline and transform the park and the area into a potential gem, with even more redevelopment and private investment. He said that this project helps them get to overall goal for the entire district to rise or fall together.

Councillor Adamson moved, seconded by Councillor Brown, to separate the Broad Ripple project from the proposal and only act on the Tarkington Park portion of the proposal this evening. He said that tax increment financing (TIF) is a tool that should only be used in areas that are economically challenged, and he does not feel that Broad Ripple fits that qualification.

Councillor Gooden respectfully disagreed and said that the purpose of a TIF is not only a tool to benefit areas in economic need, although he would argue that Broad Ripple does fit that despite

what Councillor Adamson thinks. He said that it is used as a tool to spur economic development in an area. If these two projects are not tied together, then the funding will not be there for the Tarkington Park project. It is exciting that this will benefit the community all the way down the College Avenue corridor, and without tying them together, there is not funding for the park. He encouraged his colleagues to vote against the amendment.

Councillor Mahern said that this smacks of horse trading as it is drafted, and projects for redevelopment should stand on their own. They should not have to accept corporate welfare in Broad Ripple in order to improve a park. He said that there has been much inside-baseball politics as to why this proposal is drafted this way, and he commended Councillor Adamson for offering this amendment. He said that this proposal is just a fig leaf for another corporate welfare project.

Councillor Robinson said that he also supports the amendment.

Councillor Miller said that he had the same thoughts when he first heard Broad Ripple, but this property is a former gas station that has sat empty for more than 10 years, with remediation issues, and it is a blight that needs to be addressed. The addition of the plaza for the canal will instead make it a destination site, with an investment in public infrastructure of over \$11 million. He said that TIF financing is only half of what is needed. He said that Broad Ripple needs this project as much as Tarkington, and he feels it is needed for both areas.

Councillor Barth said that this was the whole point of the TIF, and it is the vision of the neighborhood activists that it not be divided. He said that the TIF is not just about Mapleton-Fall Creek, Tarkington Park, or Broad Ripple. He said that they have to all rise and fall together, and pull the same end of the rope. He said that the brownfield project helps to fund the Tarkington project.

Councillor Scales asked if there are any leaks in the underground storage tanks to be concerned about in remediation of the gas station site. Mr. Simeon said that all tanks have been removed, but the site has not been cleaned up to 100%, just to an acceptable level for the Indiana Department of Environmental Management (IDEM). The covenants on the site require additional remediation efforts. Councillor Scales said that if underground storage tanks are not leaking, it is easy to find a buyer for former gas station sites. She said she understands the property is a blight to the neighborhood, but it is less costly to give aid to a developer to demolish an existing building, than to give away tax dollars to a profit-making developer. She said that she is not convinced that the economic incentives the City is offering to some of these developers would not happen anyway. She said that she believes in real incentives when needed.

Councillor Adamson said that without a TIF in an area, they do all rise and fall together. This captures the organic growth of Broad Ripple and pulls it away from what the City would normally use to fund public safety and infrastructure. He said that the city has a larger issue in dealing with gas stations in general, which are popping up all over the city.

Councillor Freeman said that he opposes the amendment, and it is not often a Republican and Democrat Councillor work hard on a proposal to submit together like this. It means a great deal to the district Councillors, and there is a room full of people here to support both developments. He said that he is not in Broad Ripple all the time, but is aware of this vacant Shell gas station site, and it is in need of remediation.

Councillor Mansfield said that the focus on this property being a former gas station is a bit of a red herring, as they had such a property at 86<sup>th</sup> and Ditch Road, and it was not an obstacle for redevelopment. If someone is interested in building in an area, it is not an obstacle. She is not anti-development, but she believes they should not be handing out TIF dollars without a real need. Handing out dollars like this, then coming back to ask her constituents for increases in taxes for various reasons, is hard to swallow. On the heels of projects like the Market Square Arena development and other luxury apartments downtown, the use of TIF dollars needs to be approached in a smarter way.

Councillor Cain said that this is one of the most vetted proposals she has seen since she has been on the Council, and she opposes the amendment. She said that this is exciting, and they should be doing more of this with one area of the city helping another. This will give the city some great public entities with a parking garage, a canal walk, and a premiere park space. She said that it will also be creating jobs for people who live in these neighborhoods, and she is happy to support it as written.

Councillor Oliver said that this is in Councillor Gray's district, and he supports it, and Councillor Barth lives in the district and supports it. This amendment changes the intent of the impact of the main proposal, and the main proposal no longer exists. He asked the intent of the amendment. Councillor Adamson said that the intent is to separate this into two proposals and give an up or down vote to each part of the proposal. It allows the members to take a position as to whether each separate project is a legitimate use for TIF dollars. General Counsel Fred Biesecker said that the amendment actually strikes the Broad Ripple portion and does not create two separate proposals. Passing the amendment would mean the body would only vote on the Tarkington Park project.

Councillor Barth said that the amendment destroys the proposal and eliminates funding for the Tarkington project.

Councillor Gooden said that he has lived within a mile of this site for 22 years, and if they do not do these projects together, they will lose the benefit of the entire allocation area, and will not have the funds to do the park.

Councillor Hunter spoke against the motion to amend and said that an amendment like this should have been handled in committee and not on the Council floor.

Councillor Mahern said that the amendment does not eliminate the allocation area or the TIF, it simply decouples these projects. He said that he understands Councillors Barth and Gooden struck a deal with the consent of Councillor Gray, but he feels they should be separated, and they can then bring the Broad Ripple project to the next meeting to discuss by itself. If the amendment does not pass, he cannot support the proposal, which is unfortunate, because he wants to support the Tarkington project.

Councillor McQuillen moved, seconded by Councillor Cain, to call the question and end the debate. The motion carried on the following roll call vote; viz:

*17 YEAS: Adamson, Barth, Cain, Evans, Gooden, Holliday, Lewis, Mansfield, Mascari, McQuillen, Miller, Moriarty Adams, Osili, Pfisterer, Shreve, Simpson, Talley*

*12 NAYS: Brown, Freeman, Gray, Hickman, Hunter, Lutz, Mahern, McHenry, Oliver, Robinson, Sandlin, Scales*

Councillor Adamson's motion to amend Proposal No. 77, 2014 failed on the following roll call vote; viz:

*7 YEAS: Adamson, Brown, Mahern, Mansfield, Mascari, Robinson, Scales*

*22 NAYS: Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Lewis, Lutz, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Sandlin, Shreve, Simpson, Talley*

Councillor Robinson asked to explain his vote. Counsel Biesecker said that explanation of a vote is only allowed after the final adoption vote on a proposal.

Councillor Hunter encouraged his colleagues to support Proposal No. 77, 2014.

Councillor Brown said he appreciates the effort that has gone into this proposal, but it would have been nice to have a Whole Foods store for the people near Tarkington Park, who have to settle for Double 8. People with transportation at their disposal can go wherever they want to shop, but many of the people in this area are undernourished and do not have those options.

Councillor Miller said that this TIF was just created and has very little money in it yet. By doing both projects at the same time, it will keep the TIF moving along and generate some revenue so that the Tarkington project, which will not generate any new revenue, can actually take place.

Councillor Hickman commended the Councillors and residents for working on this for close to 10 years. She said that she voted against the rezoning, but does not object to the project itself, and she is thrilled to see the park improvements take place. She encouraged the City to continue to look for more improvements in the southern portion of this TIF.

Councillor Scales asked about the additional \$2.5 million. Mr. Simeon said that he does not know what Councillor Scales is referring to. Adam Thies, director of the Department of Code Enforcement, said that the additional investment in the public right of way will be done by Citizens Energy, who will create a frontage along with the canal wall for the walk to be built on. This is a long-term effort to extend the canal to the Broad Ripple area.

Councillor Mahern said that Broad Ripple's portion is more than five times the amount Tarkington will receive and a better deal could have been reached for the Tarkington project.

Councillor Brown asked if the additional \$2.5 million investment is from Citizens or the City. Mr. Thies said that this comes out of the RebuildIndy I monies that were already approved for the canal project itself, and it is separate from this property.

Councillor Adamson said that there are a lot of important areas in Indianapolis that could use improvement, and this takes from the whole of Indianapolis and consolidates tax incentives in an area where it is an inappropriate use of TIF dollars.

Councillor Mansfield said that the City will be paying \$2.5 million to Citizens for enhancements to a property that used to belong to the City. They are spending money on property that used to be their own before Mayor Ballard sold the rights to Citizens.

Councillor Robinson said that crime will not be reduced by adding swingsets, and they need real economic development and healthy food options. He opposes the proposal.



Councillor Moriarty Adams moved, seconded by Councillor Talley, to call for the question and end debate. The motion carried on the following roll call vote; viz:

*22 YEAS: Adamson, Barth, Cain, Evans, Gooden, Gray, Hickman, Holliday, Hunter, Lewis, Mansfield, Mascari, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Scales, Shreve, Simpson, Talley*  
*7 NAYS: Brown, Freeman, Lutz, Mahern, McHenry, Robinson, Sandlin*

Councillor Osili moved, seconded by Councillor Barth, for adoption. Proposal No. 77, 2014 was adopted on the following roll call vote; viz:

*22 YEAS: Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Lewis, Lutz, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Sandlin, Shreve, Simpson, Talley*  
*7 NAYS: Adamson, Brown, Mahern, Mansfield, Mascari, Robinson, Scales*

Councillor Gray asked for consent to explain his vote. Consent was given. Councillor Gray said that this project is in his district and he has talked with several members of the National Park Association, and none of them recommend that this park be done. He said that many of the businesses that have been there for a number of years are concerned about foot traffic and parking. It is hard to reject dollars coming into his district, so he supported the project, but he has some concerns about parking and foot traffic already with the other park in the district.

Proposal No. 77, 2014 was retitled SPECIAL ORDINANCE NO. 4, 2014, and reads as follows:

PROPOSAL NO. 113, 2014. As Acting Chair, Councillor Osili reported that the Metropolitan and Economic Development Committee heard Proposal No. 113, 2014 on May 19, 2014. The proposal, sponsored by Councillor Evans, approves the statement of benefits for Heartland Food Products Group and North by Northwest Ab Biynah LLC as an applicant for tax abatement for property located in an economic revitalization area. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Osili moved, seconded by Councillor Adamson, for adoption. Proposal No. 113, 2014 was adopted on the following roll call vote; viz:

*27 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Lewis, Lutz, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley*  
*2 NAYS: Brown, Mahern*

Proposal No. 113, 2014 was retitled GENERAL RESOLUTION NO. 6, 2014, and reads as follows:

PROPOSAL NO. 165, 2014. Councillor Gray reported that the Municipal Corporations Committee heard Proposal No. 165, 2014 on May 28, 2014. The proposal, sponsored by Councillors Gray and Lutz, approves the 2015-2017 Library Capital Projects Fund Plan of the Indianapolis-Marion County Public Library. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Gooden stated that his law firm represents the library, and he asked for consent to abstain to avoid the appearance of a conflict of interest. Consent was given.

Councillor Gray moved, seconded by Councillor Oliver, for adoption. Proposal No. 165, 2014 was adopted on the following roll call vote; viz:

*28 YEAS: Adamson, Barth, Brown, Cain, Evans, Freeman, Gray, Hickman, Holliday, Hunter, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley*

*0 NAYS:*

*1 NOT VOTING: Gooden*

Proposal No. 165, 2014 was retitled GENERAL RESOLUTION NO. 7, 2014, and reads as follows:

Councillor Gray said that the library's summer reading program is in full force and he encouraged Councillors to participate as a reader with the students.

Councillor Brown reported that the Public Works Committee heard Proposal Nos. 170-172, 2014 on May 22, 2014. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 170, 2014. The proposal, sponsored by Councillor Lewis, approves intersection controls for Alameda Road and 54th Street (District 7). PROPOSAL NO. 171, 2014. The proposal, sponsored by Councillor Scales, authorizes intersection controls for Meadows Drive and Meadows Parkway (District 4). PROPOSAL NO. 172, 2014. The proposal, sponsored by Councillor Hunter, authorizes parking restrictions on Pleasant Run Parkway South Drive near Arlington Avenue (District 21). By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Brown moved, seconded by Councillor Talley, for adoption. Proposal Nos. 170-172, 2014 were adopted on the following roll call vote; viz:

*29 YEAS: Adamson, Barth, Brown, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson*

*0 NAYS:*

Proposal No. 170, 2014 was retitled GENERAL ORDINANCE NO. 27, 2014, and reads as follows:

Proposal No. 171, 2014 was retitled GENERAL ORDINANCE NO. 28, 2014, and reads as follows:

Proposal No. 172, 2014 was retitled GENERAL ORDINANCE NO. 29, 2014, and reads as follows:

by Councillors Talley and Lewis in memory of Artricia Noel Brown.

by Councillor Talley in memory of Floyd Roney III.

by Councillor Holliday in memory of Adam Brawner.

by Councillors Holliday, Lutz, McHenry and Pfisterer in memory of Mary Stull.

by Councillor Pfisterer in memory of Eugene Helfer and Richard J. Poinsette.

*June 2, 2014*

by Councillors Pfisterer, Hunter and Sandlin in memory of Eugene Laugle, James Delaney, Ray Broshears, Kimberlee J. Carmack and David Hutchison.

by Councillor Mascari in memory of James "Eddie" Pendry.

by Councillor McHenry in memory of Ray Dillon.

by Councillor Adamson in memory of Ottis Guffey.

by Councillor McQuillen in memory of Brigadier General William "Bill" Gommel.

by Councillor Lewis in memory of Greg Kelleher.

9:34pm